

22 JAN 2002

(REV 10/01)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

BDL-364XX

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/009,885

#6

# TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 36 U.S.C. 371

INTERNATIONAL APPLICATION NO.  
PCT/FR00/01294INTERNATIONAL FILING DATE  
12 May 2000 (12.05.00)PRIORITY DATE CLAIMED  
14 May 1999 (14.05.99)

## TITLE OF INVENTION

A NIB AND METHODS OF TREATING AN ELONGATE ELEMENT DESIGNED TO FORM SUCH A NIB

## APPLICANT(S) FOR DO/EO/US

José Duez, Vincent Bedhome, Philippe Chavatte

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is attached hereto (required only if not transmitted by the International Bureau).
  - b. ☐ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(3)).
  - a. ☐ is attached hereto.
  - b. ☐ had been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are attached herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

## Items 11. to 20. below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☐ Other items or information:

Express Mail Number

EV 009950011 US

U.S. APPLICATION NO. (If known, see 37 CFR 1.53) 10/009,885	INTERNATIONAL APPLICATION NO PCT/FR00/01294	ATTORNEY'S DOCKET NUMBER BDL-364XX
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21. <input checked="" type="checkbox"/> The following fees are submitted: <b>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):</b> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO <span style="float: right;"><b>\$1,040.00</b></span>  International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO <span style="float: right;"><b>\$890.00</b></span>  International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO <span style="float: right;"><b>\$740.00</b></span>  International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) <span style="float: right;"><b>\$710.00</b></span>  International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) <span style="float: right;"><b>\$100.00</b></span>  <div style="text-align: right;"><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b></div>	<b>CALCULATIONS</b> <span style="float: right; font-size: small;">PTO USE ONLY</span>																
Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).	\$130.00																
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="width:25%;">CLAIMS</th> <th style="width:25%;">NUMBER FILED</th> <th style="width:25%;">NUMBER EXTRA</th> <th style="width:25%;">RATE</th> </tr> <tr> <td>Total claims</td> <td style="text-align: center;">- 20 =</td> <td></td> <td style="text-align: center;">X <b>\$18.00</b></td> </tr> <tr> <td>Independent claims</td> <td style="text-align: center;">- 3 =</td> <td></td> <td style="text-align: center;">X <b>\$84.00</b></td> </tr> <tr> <td colspan="3">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td style="text-align: center;">+<b>\$280.00</b></td> </tr> </table>	CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	Total claims	- 20 =		X <b>\$18.00</b>	Independent claims	- 3 =		X <b>\$84.00</b>	MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ <b>\$280.00</b>	\$ \$ \$ \$
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<b>TOTAL OF ABOVE CALCULATIONS =</b>	<b>\$130.00</b>																
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.	\$																
<b>SUBTOTAL =</b>	<b>\$130.00</b>																
Processing fee of <b>\$130.00</b> for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).	\$																
<b>TOTAL NATIONAL FEE =</b>	<b>\$130.00</b>																
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00</b> per property	\$40.00																
<b>TOTAL FEES ENCLOSED =</b>	<b>\$170.00</b>																
02/25/2002 EXAMINER 00000120 10009885 (1) 10.154 130.00 EP	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%;"><b>Amount to be Refunded</b></td> <td style="width:50%; text-align: center;">\$</td> </tr> <tr> <td style="text-align: center;">:</td> <td></td> </tr> <tr> <td><b>Charged:</b></td> <td style="text-align: center;">\$</td> </tr> </table>	<b>Amount to be Refunded</b>	\$	:		<b>Charged:</b>	\$										
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<b>Charged:</b>	\$																

  

a. <input checked="" type="checkbox"/> A check in the amount of <u>\$130.00</u> to cover the above fees is enclosed. A check in the amount of <u>\$40.00</u> is enclosed for the assignment recordation fee.  b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.  c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>23-0804</u> . A duplicate copy of this sheet is enclosed.	<div style="text-align: center;">   <b>SIGNATURE</b> </div> <div style="text-align: center;"> <b>NAME:</b> Charles L. Gagnebin III  <b>REGISTRATION NUMBER:</b> 25,467   <b>Date:</b> <u>1-22-2</u> </div>
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**NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.**

**Customer Number 207**  
 SEND ALL CORRESPONDENCE TO:  
  
 Weingarten, Schurgin, Gagnebin & Lebovici LLP  
 Ten Post Office Square  
 Boston, Massachusetts 02109

**SIGNATURE**

**NAME:** Charles L. Gagnebin III  
**REGISTRATION NUMBER:** 25,467  
**Date:** 1-22-2